

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

NO. CR. S-01-180 LKK

Plaintiff,

v.

O R D E R

RICHARD E. MARKS,

Defendant.

The court is in receipt of movant's motion for the issuance of a certificate of appealability. The motion is denied. No certificate of appealability will issue as movant's claims have no basis in either law or logic.

IT IS SO ORDERED.

DATED: January 18, 2006.

/s/Lawrence K. Karlton  
LAWRENCE K. KARLTON  
SENIOR JUDGE  
UNITED STATES DISTRICT COURT